

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Stefan Kwiatkowski

Serial No.:

10/749,835 12/31/03

Group No.: Examiner:

1625

Seaman, M.

Filed: Entitled:

Chlorinated Heterocyclic Compounds And Methods Of

Synthesis

INFORMATION DISCLOSURE STATEMENT TRANSMITTAL

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)

I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed. to: Commissioner for Patents, P.O. Box 1450; Alexandria, VA. 22313-1450.

Dated: September 9, 2005

Madam:

Enclosed please find an Information Disclosure Statement and Form PTO-1449, including copies of the references contained thereon, for filing in the U.S. Patent and Trademark Office.

A check for \$180.00 is also enclosed pursuant to 37 C.F.R. § 1.17(p) for filing this Information Disclosure Statement after three months as set forth in 37 C.F.R. § 1.97(c).

The Commissioner is hereby authorized to charge any additional fee or credit overpayment to our Deposit Account No. 08-1290. An originally executed duplicate of this transmittal is enclosed for this purpose.

Dated: September 9, 2005

Thomas W. Brown Registration No. 50,002

MEDLEN & CARROLL, LLP 101 Howard Street, Suite 350 San Francisco, California 94105

617/984.0616

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Dated: September 9, 2005

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Madam:

The citations listed below, copies attached, may be material to the examination of the above-identified application, and are therefore submitted in compliance with the duty of disclosure defined in 37 C.F.R. §§ 1.56 and 1.97. The Examiner is requested to make these citations of official record in this application.

Applicants have become aware of the following printed publications which may be material to the examination of this application:

- U.S. Patent No. 4,302,460 to Davies *et al.*;
- U.S. Patent No. 5,011,931 to MacLean *et al.*;
- U.S. Patent No. 5,079,164 to Kirkovits *et al.*;
- U.S. Patent No. 6,110,489 to Cutler.;
- U.S. Patent No. 6,132,753 to Cutler;
- U.S. Patent No. 6,194,433 to Cutler;
- U.S. Patent No. 6,258,373 to Cutler;
- U.S. Patent No. 6,307,050 to Kwiatkowski et al.;
- U.S. Patent No. 6,451,813 to Cutler *et al.*;
- U.S. Patent No. 6,458,804 to Cutler *et al.*;
- WIPO No. WO 91/02724 and

09/13/2005 LWDNDIM1 00000004 10749835

WIPO No. WO 99/56666.

This Information Disclosure Statement under 37 C.F.R. §§ 1.56 and 1.97 is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that any one or more of these citations constitutes prior art.

Dated: September 9, 2005

Thomas W. Brown Registration No. 50,002

MEDLEN & CARROLL, LLP 101 Howard Street, Suite 305 San Francisco, California 94105 617.984.0616 FORM PTO-1449 (Modified) INFORMACION DISCI

U.S. Department of Commerce Patent and Trademark Office

Attorney Docket No.:CUTLER-08518

Serial No.: 10/749,835

TRE STATEMENT BY APPLICANT al Sheets If Necessary)

Applicant: Stefan Kwiatkowski et al.

Serial / Patent Number 4,302,460 5,011,931 5,079,164 6,110,489 6,132,753 6,194,433 6,258,373 6,307,050 6,451,813 6,458,804	Issue Date 11/24/81 4/30/91 1/07/92 8/29/00 10/17/00 2/27/01 7/10/01 10/23/01 9/17/02 10/01/02	Applicant / Patentee Davies et al. MacLean et al. Kirkovits et al. Cutler Cutler Cutler Kwiatkowski et al. Cutler et al.	Class 424 546 435 424 424 514 424 514 514	Subclass 258 155 252.5 449 423 312 434 155 312 312	3/2 6/2 2/2 5/0 10/1 10/0 1/1 2/0 1/2	g Date 4/80 3/89 7/90 1/98 9/98 9/90 7/01 6/01
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	FOREIGN PATENTS OR	PUBLISHED FOREIGN PATENT APPL	ICATIONS			
Document Number	Publication Date	Country / Patent Office	Class	Subclass	Translation	
Number					Yes	No
WO 91/02724	07.03.91	PCT			х	<u> </u>
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FORM PTO-1449 (Modified)

U.S. Department of Commerce Patent and Trademark Office

Attorney Docket No.: CUTLER-08518

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Applicant: Stefan Kwiatkowski et al.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use Several Sheets If Necessary) Filing Date: 12/31/03 Group Art Unit: 1625 (37 CFR § 1.98(b)) U.S. PATENT DOCUMENTS Examiner Initials Cite No. Serial / Patent Issue Date Applicant / Patentee Class Subclass Filing Date Number 4,302,460 11/24/81 Davies et al. 424 258 3/24/80 2 5,011,931 4/30/91 MacLean et al. 546 155 6/23/89 3 5,079,164 1/07/92 Kirkovits et al. 435 2/27/90 252.5 4 6,110,489 8/29/00 5/01/98 Cutler 424 449 5 6,132,753 10/17/00 424 Cutler 423 10/19/98 6 6,194,433 2/27/01 Cutler 514 312 10/05/98 7 6,258,373 7/10/01 Cutler 424 434 1/19/00 8 6,307,050 10/23/01 Kwiatkowski et al. 546 155 2/07/01 9 6,451,813 9/17/02 Cutler et al. 514 312 1/26/01 10 6,458,804 10/01/02 Cutler et al. 514 312 1/26/01 11 12 13 14 15 16 17 18 19 20 FOREIGN PATENTS OR PUBLISHED FOREIGN PATENT APPLICATIONS Translation Document Number Publication Date Country / Patent Office Class Subclass Yes No WO 91/02724 21 07.03.91 PCT Х 22 WO 99/56666 11.11.99 **PCT** X 23 24 25 OTHER DOCUMENTS (Including Author, Title, Date, Relevant Pages, Place of Publication) 26 27 28 Examiner: Date Considered: **EXAMINER:** Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.